

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: Craig L. Schmidt et al. Examiner: S. Kennedy
Serial No. 10/057,419 Group Art: 3762
Filing Date: January 25, 2002 Docket No.: P-7586.01
Title: IMPLANTABLE MEDICAL DEVICE WITH A DUAL POWER
SOURCE

**TERMINAL DISCLAIMER TO OBVIATE A DOUBLE PATENTING REJECTION
UNDER 37 CFR § 1.321(b)**

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

I, Caroline F. Barry, claim that I am an authorized representative to sign on the behalf of the assignee of the above-identified patent application. The Assignment was recorded on April 30, 2002, at Reel 012824, Frame 0150.

The extent of our interest is in the whole of this invention.

Disclaimer

Applicants hereby disclaim the terminal part of any patent granted on the above-identified application which would extend beyond the expiration date of the full statutory term of U.S. Patent Nos. 6,456,883 and 6,044,295.

Any patent granted on the above-identified application shall be enforceable only for and during such period that said patent is commonly owned with the application(s) or patent(s) which formed the basis for the double patenting rejection.

Applicants: Craig L. Schmidt et al.
Serial No. 10/057,419
Page 2

The Commissioner is hereby authorized to charge \$110.00 to Deposit Account Number 13-2546 to cover the cost of the disclaimer. Any deficiency or overpayment should be charged or credited to Deposit Account No. 13-2546. A duplicate copy of this sheet is enclosed.

Respectfully submitted,

Date: 11/7/05



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